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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID MICHAEL BURAK,

Defendant.

Case No. 2:22-cr-00187-JCM-BNW

**STIPULATION TO CONTINUE
SENTENCING (First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Supriya Prasad, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Joanne L. Diamond, Assistant Public Defender, counsel for Defendant David Michael Burak, that the Sentencing currently scheduled for May 26, 2023 at 10:00 a.m., be vacated and set to a date and time convenient to this Court, but no sooner than 45 days.

This Stipulation is entered into for the following reasons:

1. The defendant pled guilty to Count One of the Indictment charging Receipt or Distribution of Child Pornography in violation of 18 U.S.C. § 2252A(a)(2) and (b)(1).
2. Pursuant to 18 U.S.C. § 2259 and the plea agreement, defendant is required to pay restitution to any identified victims.

1 3. The government has submitted a request to the National Center for Missing
2 and Exploited Children for the identification of any potential victims. The government has
3 not yet received a response.

4 4. Thus, the parties are requesting a continuance so that restitution can be
5 addressed at Sentencing and not a separate hearing.

6 5. The defendant is currently in custody and does not object to the continuance.

7 6. The parties agree to the continuance.

8 This is the first request for a continuance of the sentencing.

9 Dated this 18th day of May, 2023.

10 JASON M. FRIERSON
11 United States Attorney

RENE L. VALLADARES
Federal Public Defender

12 By: /s/ Supriya Prasad
13 SUPRIYA PRASAD
14 Assistant United States Attorney

By: /s/ Joanne L. Diamond
JOANNE L. DIAMOND.
Assistant Federal Public Defender
Counsel for Defendant David Michael Burak

Case No. 2:22-cr-00187-JCM-BNW

ORDER

DATED May 19, 2023.

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